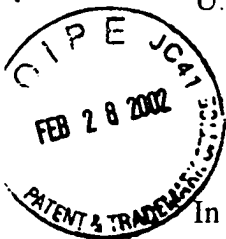


COPY OF PAPERS
ORIGINALLY FILED

U.S. Pat. App. Ser. No: 09/073,877



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Ford, Louis, et al.

Art Unit: 3732

Appl. No.: 09/073,877

Examiner: Hirsch, P.

Filed: May 7, 1998

Atty. Docket: LN.010

For: **Textured Bone Allograft, Method of Making and Using Same**

RECEIVED # 88
MAR 15 2002
TECHNICAL ROOM

RESPONSE

The Assistant Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

This Response is submitted responsive to the Office Action dated August 14, 2001, issued in the parent of the above-identified application, along with a petition for a three-month extension of time and the appropriate extension fee, making a response due on or before February 14, 2002.

Please consider the following remarks.

REMARKS

Claims 27-51 are pending in the present application. No new matter has been added.

- I. *At page 2 of the Office Action, the Examiner claims 27-51 have been rejected under 35 U.S.C. §103 as being unpatentable over Senter et al. in view of Heggeness et al., Wagner et al., Cottle, Gross et al., and McKay.*

The Examiner states at page three of the Office Action that the arguments filed November 1 1999 and May 19, 2000 are not persuasive because both Senter and Heggeness teach as part of the known prior art allografts of some shape with Heggeness teaching that the allografts may be produced in a variety of shapes and sizes. The Examiner states that it follows that the known shapes of similar implants such as shown by the secondary references would be produced and obvious and/or known to a person of ordinary skill in the art, and thus the Examiner states that the apparatus and